

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

Donald E. Mitchell Jr.,

Case No.: 2:19-cv-01827-JAD-DJA

**Plaintiff**

V.

Brian Williams et al.,

## Defendants

**Order Granting  
Motion to Voluntarily Dismiss**

[ECF No. 6]

Donald E. Mitchell Jr. moves to voluntarily dismiss this case,<sup>1</sup> which has not yet been ed. Federal Rule of Civil Procedure 41(a)(1) allows a plaintiff to dismiss an action ut a court order by filing “a notice of dismissal before the opposing party serves either an r or a motion for summary judgment.”<sup>2</sup> I grant Mitchell’s motion to voluntarily dismiss tion because no responsive pleading has been filed in this case. I dismiss this action t prejudice.

Good cause appearing, IT IS HEREBY ORDERED that plaintiff's motion to voluntarily dismiss [ECF No. 6] is GRANTED and the application to proceed *in forma pauperis* [ECF No. 1] is DENIED as MOOT.

IT IS FURTHER ORDERED that the Clerk of the Court close the case and enter  
ent accordingly.

Dated: May 13, 2020

J. D. Rose  
U.S. District Judge

23 ||<sup>1</sup> ECF No. 6.

<sup>2</sup> Fed. R. Civ. P. 41(a)(1)(A)(i).